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9                   UNITED STATES DISTRICT COURT  
10                   WESTERN DISTRICT OF WASHINGTON  
11                   AT TACOMA

12                   DARRELL JOHNSON,

13                   Plaintiff,

14                   v.

15                   CAROL PORTER *et al.*,

16                   Defendants.

Case No. C06-5342RBL

ORDER DENYING FURTHER  
EXTENSION OF TIME

18                   This 42 U.S.C. § 1983 Civil Rights action has been referred to the undersigned Magistrate  
19 Judge pursuant to Title 28 U.S.C. § 636(b)(1)(B). This action was originally filed June 20, 2006.  
20 Plaintiff was given leave to proceed *in forma pauperis*. The court reviewed the complaint and found  
21 it deficient. Plaintiff was ordered to file an amended complaint (Dkt. # 9). The amended complaint  
22 was due September 29, 2006 (Dkt. # 9). On September 18, 2006, the court extended the time for  
23 filing an amended complaint until November 10. 2006 (Dkt. # 13). Plaintiff then asked for an  
24 extension of time and that motion was granted (Dkt. # 14 and 16). An amended complaint was due  
25 on or before January 26, 2007 (Dkt. # 16). On January 17, 2007, plaintiff asked for yet another  
26 extension of time or in the alternative that he be allowed to withdraw his complaint (Dkt. # 18).

27  
28 ORDER

1       This case has languished for more than eight months. There is still not an acceptable  
2 complaint on file. There will be no further extension of time. Plaintiff's motion to extend time is  
3 **DENIED.**

4       Plaintiff's motion to withdraw his complaint is a dispositive motion. Dispositive motions  
5 require a Report and Recommendation. The Report and Recommendation will be prepared.

6       The Clerk is directed to send plaintiff a copy of this Order.

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8                     DATED this 9 day of February, 2007.

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10                     /S/ J. Kelley Arnold  
11                     J. Kelley Arnold  
12                     United States Magistrate Judge

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ORDER